

ORDINANCE NUMBER FOURTEEN

AN ORDINANCE OF THE HUBBARD COUNTY BOARD OF COMMISSIONERS TO MAKE EFFECTIVE MINNESOTA STATUTES ANNOTATED 394.37 AND ESTABLISHING A PLANNING COMMISSION FOR THE COUNTY OF HUBBARD.

SECTION 1

The Board of Commissioners of the County of Hubbard, State of Minnesota, does hereby ordain as follows:

ORDAINED, that for the purpose of promoting the health, safety, morals and general welfare of the Community, and in accordance with the authority granted by Minnesota Statutes Annotated, Section 394.21, the Hubbard County Board of Commissioners hereby declares its intent to proceed under the provisions of Minnesota Statutes Annotated, Section 394.21 to 392.37 and hereby declares said sections to be operative within and for the County of Hubbard, State of Minnesota.

SECTION 2

In accordance with the authority granted by Minnesota Statutes Annotated Section 394.30, a Hubbard County Planning Commission is hereby established.

SECTION 3

Such Hubbard County Planning Commission shall consist of nine (9) voting members to be appointed by the Chairperson of the Hubbard County Board, provided that not less than two (2) shall be residents of the portion of the County lying outside the incorporated limits of municipalities, said two residents may be appointed upon recommendation of the Hubbard County Association of Township Officers, and that only one voting member of the Commission shall be an officer or employee of Hubbard County. No voting member of the Commission shall have received during the two years prior to appointment, any substantial portion of his income from business operations involving the development of land within Hubbard County for urban and urban related purposes.

The voting members shall serve for a term of three (3) years, provided that of the first regular members appointed, three (3) shall be appointed until December 31, 1983, Three (3) until December 31, 1984, and three (3) until December 31, 1985. Successors shall be appointed to a three (3) year term. All appointees shall hold their office until their successors are appointed and qualified. The terms of the exofficio members shall correspond with their respective official tenures. If a member of the commission is also a member of the Hubbard County Board of Commissioners, his term shall terminate at such time earlier than the expiration of his full three (3) year term when he may cease to

be a County Commissioner, and thereafter his expired term shall be filled by appointment from the then members of the Hubbard County Board of Commissioners. Vacancies during the term shall be filled by appointment of the Chairman of the County Board for the unexpired portion of term. Any voting member may be removed by a 4/5 vote of the Hubbard County Board of Commissioners. All members shall service without compensation provided that they may be paid their necessary expenses in attending meetings of this commission and in the conduct of the business of the commissioner.

SECTION 4

The Commission shall elect a Chairman and A Secretary from among its regular appointed members and each shall serve for term of one year and each may succeed himself in said offices; and the commission may create and fill such other offices as it may determine by Resolution adopted by a majority vote of all regular members of the commission. The Commission shall hold at least four regular meetings during each calendar year, one each being held each calendar quarter. It shall adopt such Resolution, transactions, and findings, which record shall be a public record. On or before the first day of February of each year, the Commission shall submit to the Board of County Commissioners a report of its work during the preceding year. Expenditures of the Commission shall be in amounts appropriated for the purposes by the Hubbard County Board of Commissioners.

SECTION 5

Upon the appointment and organization of the Commission, it shall proceed with preparation and adoption of Resolution of a program of work, outlining activities proposed to be undertaken in the exercise of its powers and the performance of its powers and the performance of its duties, all in accordance with the provisions of Minnesota Statutes Annotated, Section 394.37, and to assist the Hubbard Board of County Commissioners in adopting a comprehensive plan for the orderly future physical developments of the area of the County or parts thereof outside the incorporated limits of municipalities, and to assist the Hubbard County Board of Commissioners in the establishment of official controls to further the purposes and objectives of the comprehensive plan and parts thereof, and shall thereafter yearly revise and update said plan of work and make annual recommended projections thereof to the County Board.

SECTION 6

It shall be one of the duties of the Planning Commission to recommend to the Hubbard County Board of Commissioners reasonable and practical means of putting into effect such comprehensive plan or any section thereof in order that the same will serve as a pattern and guide for the orderly physical development of the County and to accomplish the basic purposes of said comprehensive plan.

SECTION 7

The Planning Commission on its own may, and upon instruction by the Hubbard County Board of Commissioners shall, prepare a proposed zoning plan for the County, and such Planning Commission shall hold public hearings thereon as required by law.

SECTION 8

The Planning Commission may, and upon instruction from the Hubbard County Board of Commissioners shall, undertake planning and report to the said Hubbard County Board of Commissioners with recommendations upon any other appropriate undertakings or establishment of official controls as provided in or contemplated by Minnesota Statutes Annotated 394.21 to 394.37, as the same now are enacted, or as the same may be, from time to time, amended by the State of Minnesota.

SECTION 9

The invalidity of any Section or provision of this ordinance shall not invalidate any other Section of the ordinance, and any provisions or section of any ordinance heretofore adopted by the County of Hubbard in conflict with the provisions of this ordinance is hereby repealed.

SECTION 10

This ordinance shall be in full force and effect from after its passage and publication in accordance with the law. The motion for adoption of the foregoing Ordinance was made by Commissioner Cochran, duly seconded by Commissioner Wittner, and upon a vote being taken thereon, all Commissioners voted in favor thereof.

Passed and adopted by the Hubbard County Board of Commissioners this 17th day of August 1983 A.D.

Winston Manlove, Chairman
Hubbard County Board of Commissioners

ATTEST:

Roland K. Vik
Hubbard County Auditor

AMENDMENT NUMBER 1 TO ORDINANCE NO. 14

AN ORDINANCE OF THE HUBBARD COUNTY BOARD OF COMMISSIONERS TO MAKE EFFECTIVE MINNESOTA STATUTES ANNOTATED 394.21 TO 394.37 AND ESTABLISHING A PLANNING COMMISSION FOR THE COUNTY OF HUBBARD.

The County Board of Commissioners of the County of Hubbard, State of Minnesota, does hereby ordain as follows:

SECTION III

(Adopted 12/13/01) Such Hubbard County Planning Commission shall consist of nine (9) voting members to be appointed by the Hubbard County Board of Commissioners; One (1) member shall reside in and be appointed from each County Commissioner district. The County Commissioner representing the district shall have the authority to recommend one member from each said district, this to be approved by majority vote. One member shall be appointed from the Board of Adjustment, one County Commissioner and two members at large, provided that not less than two (2) shall be residents of the portion of the County lying outside the incorporated limits of municipalities and that only one voting member of the Commission shall be an officer or employee of Hubbard County. No voting member of the Commission shall have received during the two years prior to appointment, any substantial portion of his income from business operations involving the development of land within Hubbard County for urban and urban related purposes.

The voting members shall serve for a term of three (3) years, provided that of the first regular members appointed, three (3) shall be appointed until December 31, 1983, three (3) until December 31, 1984, and three (3) until December 31, 1985. Successors shall be appointed to a three- (3) year term. All appointees shall hold their office until their successors are appointed and qualified. The terms of the ex officio members shall correspond with their respective official tenures. If a member of the commission is also a member of the Hubbard County Board of Commissioners, his term shall terminate at such time earlier than the expiration of his full three (3) year term when he may cease to be a County Commissioner, and thereafter his expired term shall be filled by appointment from the then members of the Hubbard County Board of Commissioners. Vacancies during the term shall be filled by appointment by the Chairman of the County Board for the unexpired portion of term. Any voting member may be removed by a 4/5 vote of the Hubbard County Board of Commissioners. All members shall serve without compensation provided that they may be paid their necessary expenses in attending meetings of this Commission and in the conduct of the business of the Commissioner.

THIS ORDINANCE ORDAINED AND ENACTED by the Board of County Commissioners of the County of Hubbard, State of Minnesota, on this 21 day of November, 2001.

BOARD OF COUNTY COMMISSIONERS
Hubbard County, Minnesota

ATTEST: _____

BY: _____